

### **REMARKS**

This amendment is responsive to the Office Action mailed April 27, 2006 in connection with the above-identified patent application. Claims 1, 10, 11, 12 and 13 have been amended. Pending claims 1-15 are in condition for allowance.

#### **35 U.S.C. § 112 Rejections**

In the Office Action, the Examiner rejected claims 13-15 under U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

The Examiner indicated that claim 13 recites "the first mounting wall" without proper antecedent basis. Claim 13 has been amended to recite "the third wall" in accordance with the Examiner's suggestion to overcome the Examiner's § 112 rejections.

#### **35 U.S.C. § 102(b) Rejections**

Claims 1-5, 10 and 11 were rejected under 35 U.S.C. § 102(b) as being anticipated by Vollmer (U.S. Patent No. 4,264,013). Claims 1-5 and 11 were rejected under 35 U.S.C. § 102(b) as being anticipated by Burrows et al. (U.S. Patent No. 4,071,212).

As for the rejection of claim 1 in view of Burrows, claim 1 has been amended to recite "generally circular openings configured for receiving associated peg hooks." The openings in Burrows are slots configured to receive knives; therefore, generally circular openings are not disclosed and could not be used by the implement rack of Burrows to hold knives as taught by Burrows.

Claim 1 has also been amended to recite "the openings running generally along a longitudinal axis, the first wall including first and second ends that are each generally parallel to the longitudinal axis of said first wall" and "the second wall depends from the first end of the first wall." The second wall in Vollmer depends from an end of the first wall that is perpendicular, not parallel, to the longitudinal axis of the first wall. In view of the above, claim 1 has been amended to define over Vollmer and Burrows.

One skilled in the art would not modify Burrows or Vollmer such that claim 1 would read on such a modification. As for Burrows, a circular opening would not appropriately receive a knife. As for Vollmer, extending the second wall from an end of the first wall that is generally parallel to an axis that the openings 17 generally run along would prohibit insertion of the earring holder sheet 36, since this would be blocked by the second wall. Accordingly, claim 1 and claims 2-11 dependent thereon are in condition for allowance.

As for the rejection of claim 10 in view of Vollmer, claim 10 has been amended to further recite "wherein the first wall is depressed towards the associated wall." Vollmer discloses depressions in the first wall where the first wall is depressed away from the associated wall. Vollmer does not does not disclose a depression in the first wall where the first wall is depressed towards the associated wall. In view of the above claim 10 has been further amended to define over Vollmer and is in condition for allowance.

As for the rejection of claim 11 in view of Vollmer or Burrows, claim 11 has been amended to further recite openings are "equidistant from a top and bottom edge of the first wall. The openings in Vollmer (17) are located closer to the bottom edge of the first wall. The openings in Burrows (42) extend the entire height of the first wall and therefore are not spaced from the top or bottom edge at all. Thus, neither Vollmer nor Burrows disclose openings in the first wall that are equidistant from a top and bottom edge of the first wall. In view of the above claim 11 has been further amended to define over Vollmer and Burrows and is in condition for allowance.

### 35 U.S.C. §103 Rejections

Claims 6 and 12-15 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Vollmer in view of Ferenzi (U.S. Patent No. 4,776,650). Claims 6-8 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Burrows in view of Ferenzi. Claim 9 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Vollmer. Claim 9 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Burrows.

Claims 6-9 depend from amended claim 1 and as such are in condition for allowance.

As for the rejection of claim 12 in view of Vollmer and Ferenzi, claim 12 has been amended to recite "the openings spaced along a longitudinal axis of said first wall, the first

wall including first and second ends that are each generally parallel to the longitudinal axis" and "a second wall depending from the first end of the first wall." Vollmer fails to disclose or suggest a second wall depending from an end of the first wall that is generally parallel to a longitudinal axis of the first wall, where the openings are spaced along the longitudinal axis. Rather, Vollmer teaches a second wall that is perpendicular to the longitudinal axis of the first wall as discussed for claim 1. Moreover, claim 12 recites a method of mounting a pegboard adapter to a wall of a cabinet. Vollmer teaches a jewelry holder, and Burrows et al. teaches an implement rack. Neither of these references, alone or in combination, teaches a method of mounting a pegboard adapter to a cabinet. Vollmer does not teach a wall with notches as in claim 14, which receives a lance of a cabinet wall as recited in claim 15. Rather, Vollmer teaches openings 16 for receiving screws for attaching the holder to a wall. In view of the above, claim 12 has been amended to define over Vollmer in view of Ferenzi and is in condition for allowance. Claims 13-15 depend from claim 12 and are also in condition for allowance.

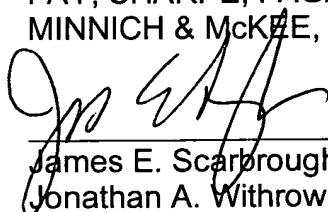
### CONCLUSION

For the reasons detailed above, it is respectfully submitted all claims remaining in the application are now in condition for allowance. Accordingly, an early indication of the same is earnestly solicited. In any event, should the Examiner consider personal contact advantageous to the disposition of this case, he is encouraged to telephone the undersigned at the number listed below.

Respectfully submitted,

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7/27/06  
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